

DETAILED ACTION

Terminal Disclaimer

1. The terminal disclaimer filed on 12/02/10 disclaiming the terminal portion of any patent granted on this application which would extend beyond the expiration date of U.S. Patent 6,853,491 has been reviewed and is accepted. The terminal disclaimer has been recorded.

EXAMINER'S AMENDMENT

2. An Examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this Examiner's amendment was given in a telephone interview with Anthony H. Handal on 01/18/11. The application has been amended as follows:

In the claims:

Claims 1-7. (cancelled).

Claim 15. (cancelled).

Claims 20-37. (cancelled).

REASONS FOR ALLOWANCE

3. Claims 8-14, 16-19, 38 and 39 are allowed. The following is a statement of the Examiner's reasons for allowance. Regarding claims 8, 38 and 39, the prior art fails to disclose

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an optical system for presenting virtual optical images of an image source outputting light in a forward direction at a desired apparent distance comprising components (a) through (f) as claimed. The claimed invention is therefore considered to be in condition for allowance as being novel and non-obvious over prior art.

4. The prior art taken either singly or in combination fails to anticipate or fairly suggest the limitations of the independent claims, in such a manner that a rejection under 35 USC 102 or 103 would be improper. Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Other Information/Remarks

5. Any inquiry concerning this communication or earlier communications from the examiner should be directed to JACK DINH whose telephone number is (571)272-2327. The examiner can normally be reached on M-F (9:30 AM - 6:00 PM).

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ricky L. Mack can be reached on 571-272-2333. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

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Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Jack Dinh/
Primary Examiner, Art Unit 2873
01/18/11